

BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: April 20, 2005
Bulk Item: Yes X No

Division: Growth Management
Department: Planning
Staff Contact Person: K. Marlene Conaway

AGENDA ITEM WORDING: Approval for the transfer of two buildable lots from Gary & Rita Swain to Monroe County by Warranty Deed.

ITEM BACKGROUND: On January 26, 2005 the Planning Commission approved an allocation award for the applicants listed below provided the applicants' Warranty Deed is approved by the BOCC. Gary & Rita Swain submitted the Warranty Deed to donate two lots to Monroe County. The applicants are receiving a dwelling unit allocation award for the year ending July 13, 2005, have filed the document in accordance with Ordinance No. 47-1999.

PREVIOUS RELEVANT BOARD ACTION: On November 11, 1999, the BOCC adopted Ordinance No. 047-1999.

CONTRACT/AGREEMENT CHANGES: N/A.

STAFF RECOMMENDATION: Approval.

TOTAL COST: X

BUDGETED: Yes N/A No

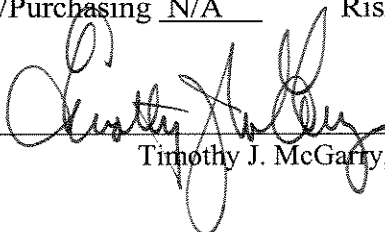
COST TO COUNTY: N/A

SOURCE OF FUNDS: N/A

REVENUE PRODUCING: Yes N/A No **AMOUNT PER MONTH** N/A **Year**

APPROVED BY: County Atty X OMB/Purchasing N/A Risk Management N/A

DIVISION DIRECTOR APPROVAL:



Timothy J. McGarry, AICP

DOCUMENTATION: Included X Not Required

DISPOSITION:

AGENDA ITEM #

M E M O R A N D U M

TO: Danny Kolhage, Clerk of the Court
FROM: Timothy J. McGarry, Growth Management Director 
DATE: April 20, 2005
RE: Clarification of Agenda Item

Land Dedications

Permit Number	Name on Agenda Item	Name on Warranty Deed	Legal Description
04-1-1028	Gary & Rita Swain	Gary & Rita Swain	Lot 16, Block 13, Eden Pines Colony, Big Pine Key
04-1-1028	Gary & Rita Swain	Gary & Rita Swain	Lot 13, Block 56, Sands, Big Pine Key

(Space above this line for recording data)

WARRANTY DEED

THIS INDENTURE made this _____ day of _____, 200__ between Gary Swain and Rita Swain, a married couple, ("GRANTOR(S)") whose post office address is 162 Galleon Lane, Cudjoe, Key, Florida. 33042, and Monroe County, a political subdivision of the State of Florida ("GRANTEE"), whose address is 500 Whitehead Street, Key West, Florida, 33040.

WITNESSETH

That said Grantors, for and in consideration of the sum of TEN and 00/100ths (\$10.00) Dollars and other good and valuable consideration to said Grantors in hand paid by said Grantee, the receipt whereof is hereby acknowledged, have granted, bargained and sold to the Grantee and Grantee's heirs and assigns forever the following described land located in the County of Monroe, State of Florida, to wit:

Lot 16, Block 13, EDEN PINES COLONY, according to the Plat thereof, recorded in Plat Book 4, Page 158 of the Public Records of Monroe County, Florida.
RE # 00267680.000000

Lot 13, Square 56, Sands Subdivision, according to the Plat thereof, recorded in Plat Book 1, Page 65, Public Records of Monroe County, Florida.
RE # 00307920.000000

TOGETHER, with all tenements, hereditaments, and appurtenances thereto belonging or in otherwise appertaining, and TO HAVE AND TO HOLD the same in simple fee forever. The Grantors hereby covenant with said Grantee that the Grantors are lawfully seized of said land in fee simple, that the Grantors have good right and lawful authority to sell and convey said land, and hereby warrant the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to the date of transfer.

IN WITNESS THEREOF, the said Grantors have signed and sealed these presents the day and year first above written.

WITNESSES:

Susan V. Meneses
Sign & Print Name Susan V. Meneses

Gary L. Swain
Owners Gary L. Swain

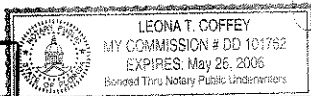
Adrienne C. Gilbert
Sign & Print Name Adrienne C. Gilbert

Rita Swain
Owners Rita Swain

STATE OF FLORIDA
COUNTY OF MONROE

The foregoing instrument was acknowledged before me this 1 day of MARCH, 2005 by Gary L. & Rita Swain who personally appeared before me at the time of notarization and who is personally known to me or who has produced as identification, and who (did/did not) take an oath.

(OFFICIAL SEAL)



Leona T. Coffey
NOTARY PUBLIC
STATE OF FLORIDA AT LARGE